

Amendment No. 1 to SB7016

Gresham  
Signature of Sponsor

**AMEND Senate Bill No. 7016\***

**House Bill No. 7022**

by deleting the language "2 through 7" in Section 1 of the bill and by substituting instead the following language "2 through 9".

AND FURTHER AMEND by deleting subdivision (4) of the amendatory language of Section 3 of the bill in its entirety and by substituting instead the following:

(4) "Participating school" means either a public school in the resident school district other than the school the eligible student is attending, a public charter school or any nonpublic school that provides education to elementary or secondary students, or both, and has notified the department of its intention to enroll parental choice scholarship students and comply with all requirements regarding the award and use of parental choice scholarships; and

AND FURTHER AMEND by deleting subsection (f) of the amendatory language of Section 4 and by substituting instead the following:

(f) A participating public school or public charter school shall not require eligible students from households with incomes that exceed the annual income required to qualify for free or reduced price lunch to pay any amount above that provided by the scholarship to attend the school. A participating public school or public charter school may charge, but is not required to charge, parents of eligible students from households with incomes that exceed the annual income required to qualify for free or reduced price lunch tuition and fees to attend the school. If a participating public school or public charter school does charge such student tuition and fees, then such charge shall not exceed the difference between the participating school's annual cost per pupil, including both operation and capital facility costs and the scholarship amount. A nonpublic participating school may charge, but is not required to charge, parents of eligible

students tuition and fees to attend the school. Except as permitted by subsection (b) of Section 7, no financial aid shall be provided from state or local funds above the scholarship amount for which the eligible student qualifies.

AND FURTHER AMEND by deleting in subsection (a) of the amendatory language of Section 7 of the bill the language "to the participating school" and by substituting instead the language "a participating school".

AND FURTHER AMEND by deleting the last sentence of the amendatory language of Section 8 of the bill and by substituting instead the following language:

One (1) high school shall be chosen to participate in the pilot program. The school chosen shall be the school in that category that has failed to make adequate yearly progress for the greatest number of years. If more than one (1) such school exists in a category, then the choice of the participating school shall be made by the commissioner of education by drawing lots.

AND FURTHER AMEND by adding the following language to the bill as new Sections 9 and 10 and by renumbering subsequent sections accordingly:

SECTION 9. If any provision of Chapter \_\_\_\_ of the Public Acts of 2010 (Ex. Sess.) (SB 5/HB 10), the Tennessee First to the Top Act of 2010, if such act becomes law, conflicts with any provision of this part, then the provisions of this part shall prevail.